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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

2 FEB 22 2006
at _____ o'clock and _____ min _____ M
SUE BEITIA, CLERK

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Attorneys for Defendant / Cross Claimant
HAWAIIAN ELECTRIC COMPANY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

MOTORS INSURANCE
CORPORATION and BIG ISLAND
TOYOTA,

Plaintiffs,

vs.

YOUNG BROTHERS, LIMITED;
JOHN DOES 1-10; JANE DOES 1-10;
and DOE ENTITIES 1-10,

Defendants.

CIVIL NO. CV 04-00724 HG/BMK

DEFENDANT/CROSS-CLAIMANT
HAWAIIAN ELECTRIC
COMPANY'S REQUEST FOR
ENTRY OF DEFAULT AGAINST
CROSS-CLAIM DEFENDANTS
AMERICAN PACIFIC TRANSPORT
CO., LTD. AND PIRELLI CABLE
NORTH AMERICA, INC.;
DECLARATION OF RANDOLF
L.M. BALDEMOR; EXHIBITS "1" -
"3"; ENTRY OF DEFAULT BY

CLERK AS TO CROSS CLAIM
DEFENDANTS AMERICAN
PACIFIC TRANSPORT CO., LTD.
AND PIRELLI CABLE NORTH
AMERICA, INC.; CERTIFICATE OF
SERVICE

**DEFENDANT/CROSS-CLAIMANT HAWAIIAN ELECTRIC COMPANY'S
REQUEST FOR ENTRY OF DEFAULT AGAINST CROSS-CLAIM
DEFENDANTS AMERICAN PACIFIC TRANSPORT CO., LTD. AND
PIRELLI CABLE NORTH AMERICA, INC.**

Defendant / Cross Claimant HAWAIIAN ELECTRIC COMPANY
("Cross Claimant HECO"), by its attorneys, and hereby requests the Clerk of this
Court to enter default in the above entitled action against Cross-Claim Defendants
American Pacific Transport Co., Ltd. ("American Pacific") and Pirelli Cable North
America, Inc. ("Pirelli"), on the grounds that American Pacific and Pirelli failed to
answer or otherwise defend against Cross Claimant HECO's Cross-Claim, filed
herein on December 8, 2005, and have entered no appearance.

This request is made pursuant to Rule 55 of the Federal Rules of Civil Procedure, the Declaration of Randolph L.M. Baldemor and exhibits attached hereto, and the records and files herein.

DATED: Honolulu, Hawaii, FEB 22 2006.



RANDOLF L. M. BALDEMOR

SUSAN A. LI
R. SCOTT SIMON

Attorneys for Defendant / Cross
Claimant
HAWAIIAN ELECTRIC COMPANY

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

MOTORS INSURANCE
CORPORATION and BIG ISLAND
TOYOTA,

Plaintiffs,

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YOUNG BROTHERS, LIMITED;
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and DOE ENTITIES 1-10,

Defendants.

CIVIL NO. CV 04-00724 HG/BMK

DECLARATION OF RANDOLF
L.M. BALDEMOR; EXHIBITS “1” –
“3”

DECLARATION OF RANDOLF L.M. BALDEMOR

I, RANDOLF L.M. BALDEMOR, declare as follows:

1. I am an associate with the law firm of Goodsill Anderson Quinn & Stifel, A Limited Liability Law Partnership LLP, and am one of the counsel of record for Defendant/Cross-Claimant Hawaiian Electric Company (“HECO”) in the above-captioned case. I make this declaration based upon personal knowledge and/or upon information and belief.

2. Attached hereto as Exhibit “1” is a true and correct copy of HECO’s Cross-Claim, filed herein on December 8, 2005.

3. Attached hereto as Exhibit “2” is a true and correct copy of the

Return of Service regarding Cross-Claim Defendant American Pacific Transport Co., Ltd. ("American Pacific"), filed herein on December 15 2005, indicating that American Pacific was served on December 14, 2005.

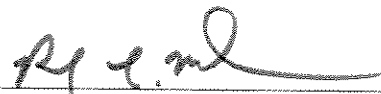
4. Attached hereto as Exhibit "3" is a true and correct copy of the Return of Service regarding Cross Claim Defendant Pirelli Cable North American Pacific, Inc. ("Pirelli"), filed herein on January 23, 2006, indicating that Pirelli was served vis-à-vis its agent Corporation Service Company.

5. American Pacific and Pirelli have not answered the cross-claim, or otherwise appeared in this action.

6. Therefore, HECO requests entry of default by the Clerk of this Court against American Pacific and Pirelli for failure to answer or otherwise plead to the cross-claims.

I declare the foregoing under penalty of perjury under the laws of the United States.

DATED: Honolulu, Hawaii, FEB 22 2006.



RANDOLF L. M. BALDEMOR

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

MOTORS INSURANCE
CORPORATION and BIG ISLAND
TOYOTA,

Plaintiffs,

VS.

YOUNG BROTHERS, LIMITED;
JOHN DOES 1-10; JANE DOES 1-10;
and DOE ENTITIES 1-10,

Defendants.

CIVIL NO. CV 04-00724 HG/BMK

**ENTRY OF DEFAULT BY
CLERK AS TO CROSS
CLAIM DEFENDANTS
AMERICAN PACIFIC
TRANSPORT CO., LTD.
AND PIRELLI CABLE
NORTH AMERICA, INC.**

**ENTRY OF DEFAULT BY CLERK AS TO CROSS-CLAIM
DEFENDANTS AMERICAN PACIFIC TRANSPORT CO., LTD.
AND PIRELLI CABLE NORTH
AMERICA, INC.**

It appearing that the above-named Cross-Claim Defendants
AMERICAN PACIFIC TRANSPORT CO., LTD. and PIRELLI CABLE NORTH
AMERICA, INC. are in default for failure to answer or otherwise defend as
required by law, default is hereby entered as against them pursuant to Rule 55(a) of
the Federal Rules of Civil Procedure.

DATED: Honolulu, Hawaii 22 JUL 1964

CLERK OF THE ABOVE-ENTITLED COURT

Deputy Clerk, District Court,
District Court, District of Kansas

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

MOTORS INSURANCE
CORPORATION and BIG ISLAND
TOYOTA,

Plaintiffs,

vs.

YOUNG BROTHERS, LIMITED;
JOHN DOES 1-10; JANE DOES 1-10;
and DOE ENTITIES 1-10,

Defendants.

CIVIL NO. CV 04-00724 HG/BMK

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date a copy of the foregoing
document was duly served on the following parties as indicated below:

**Electronically
through CM/ECF**

**U.S. Mail, Postage
Pre-Paid**

GREGG NISHIOKA
Nishioka & Fujioka
841 Bishop Street, Suite 224
Honolulu, Hawaii 96813

X

Attorney for Plaintiffs
MOTORS INSURANCE
CORPORATION
and BIG ISLAND TOYOTA

Electronically
through CM/ECF

U.S. Mail, Postage
Pre-Paid

MARK S. HAMILTON
Frame Formby & O'Kane
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Honolulu, Hawaii 96813

x

Attorney for Defendant
YOUNG BROTHERS, LIMITED

DATED: Honolulu, Hawaii, FEB 22 2006.



RANDOLF L. M. BALDEMOR

SUSAN A. LI
R. SCOTT SIMON

Attorneys for Defendant / Cross
Claimant
HAWAIIAN ELECTRIC COMPANY